



PATENT  
Docket No.: 10406/16

#5  
Extension  
of time

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Pamela M. Griffin et al.  
Serial No. : 09/770,653  
Filed : January 29, 2001  
For : METHOD AND APPARATUS FOR THE EARLY DIAGNOSIS OF  
SUBACUTE, POTENTIALLY CATASTROPHIC ILLNESS  
Group Art Unit : 3762  
Examiner : Oropeza, F.

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ASSISTANT COMMISSIONER  
FOR PATENTS  
Washington, DC 20231

**RESTRICTION REQUIREMENT TRANSMITTAL**

Madame:

In response to the Restriction requirement dated September 25, 2001, Applicants respectfully request entry of the foregoing response. The one month shortened statutory period for response to the restriction requirement is herein extended to expire November 25, 2001, by payment of the requisite fee of \$110.00 for a one month Petition for Extension of Time under 37 C.F.R. 1.136(a).

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned directly at (202) 220-4258.

Respectfully submitted,

KENYON & KENYON

Dated: November 26, 2001

*Teresa A. Lavenue*

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : M Pamela GRIFFIN et al.  
SERIAL NO. : 09/770,653  
FILED : January 29, 2001  
FOR : Method for the Early Diagnosis of Subacute, Potentially  
Catastrophic Illness  
GROUP ART UNIT : 37362  
EXAMINER : F. Oropeza

ASSISTANT COMMISSIONER  
FOR PATENTS  
Washington D.C. 20231

**RESPONSE TO OFFICE ACTION**

MADAME:

The Examiner issued an Office Action in the above-identified application on September 25, 2001. The one month shortened statutory period for response to the restriction requirement is herein extended to expire on November 25, 2001, by payment of the requisite fee of \$110.00 for a one month Petition for Extension of Time under 37 C.F.R. 1.136 (a).

Applicants respectfully request entry of the following amendments:

**CLAIMS**

Please cancel claims 1-29. Please add claim 68:

*Pub D8*  
*DI* Claim 68. (New) The method of claim 39, wherein the at least one characteristic abnormality is identified from a data set of RR intervals.

Please amend claims 40-62 and 64-67 as follows:

*32* Claim 40. (Once Amended) The method of claim 39, wherein the illness is infectious.